

**RESOLUTION NO. \_\_\_\_\_, SERIES 2008**

**A RESOLUTION REQUESTING THE LOUISVILLE METRO DEPARTMENT OF PLANNING AND DESIGN SERVICES TO EXAMINE PLASMA, BLOOD COLLECTION CENTERS AS A LAND USE, AND SPECIFICALLY TO GATHER INFORMATION AND MAKE RECOMMENDATIONS REGARDING WHETHER PLASMA, BLOOD COLLECTION CENTERS, AS A LAND USE, CREATE ADVERSE IMPACTS TO ADJACENT PROPERTIES AND SURROUNDING AREAS THAT WERE NOT ANTICIPATED WHEN PLASMA, BLOOD COLLECTION CENTERS WERE ORIGINALLY DESIGNATED AS A PERMITTED USE IN THE C-2 COMMERCIAL ZONING DISTRICT.**

**Sponsored By: Councilwoman Marianne Butler**

**WHEREAS**, the Legislative Council of the Louisville/Jefferson County Metro Government (the "Council") has become aware of instances in which some properties whereon plasma, blood collection centers are located have become disruptive and noxious to nearby and adjacent properties; and

**WHEREAS**, the Council, pursuant to specific legislative authority granted via Kentucky Revised Statute Chapter 100, and through the Land Development Code for All of Jefferson County, Kentucky ("LDC"), enacts, adopts and amends zoning regulations for the purpose of promoting the public health, safety, comfort, good order, appearance, morals and general welfare of Louisville Metro, and to conserve the taxable value of land and buildings and to protect the character and maintain the stability of residential, business and industrial areas within the planning unit and to promote the orderly and beneficial development of such areas; and

**WHEREAS**, the Council wishes to ensure that the aforementioned intent and purpose of its zoning regulations within the LDC are preserved and remain effective despite the fact that specific land uses and associated impacts created by those specific land uses may change in nature since when the LDC, or a regulation pertaining to a specific land use within the LDC, was adopted or amended;

**WHEREAS**, the Council, for the reasons stated above, wishes to investigate: (1) whether plasma, blood collection centers, as a land use, do cause adverse impacts to adjacent

properties and surrounding areas that were not initially anticipated when plasma, blood collection centers were originally designated as a permitted use in C-2 Commercial zoning districts; (2) If any, what those adverse impacts are; (3) The cause of any adverse impacts identified; and (4) possible remedial measures that can be implemented to mitigate such adverse impacts including, but not limited to, implementing additional zoning restrictions for plasma, blood collection centers;

**BE IT RESOLVED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE COUNCIL) AS FOLLOWS:**

**SECTION I:** That the Council hereby requests that the Louisville Metro Department of Planning and Design research: (1) whether plasma, blood collection centers, as a land use, do cause adverse impacts to adjacent properties and surrounding areas that were not initially anticipated when plasma, blood collection centers were originally designated as a permitted use in C-2 Commercial zoning districts; (2) If any, what those adverse impacts are; (3) The cause of any adverse impacts identified; and (4) possible remedial measures that can be implemented to mitigate such adverse impacts including, but not limited to, implementing additional zoning restrictions for plasma, blood collection centers; and based on that research, consider the Planning Commission hold a public hearing and make a recommendation as to revisions to Chapter 10 of the Land Development Code.

**SECTION II:** The Council further requests that based on the research above, that if the results of such research warrants revisions to the LDC to mitigate any adverse impacts created by plasma, blood collection centers that the Louisville Metro Planning Commission hold a public hearing and make a recommendation as to revisions to the LDC.

**SECTION III:** This Resolution shall take effect upon its passage and approval.

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Kathleen J. Herron  
Metro Council Clerk

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Jim King  
President of the Council

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Jerry E. Abramson  
Mayor

\_\_\_\_\_  
Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Irv Maze  
Jefferson County Attorney

BY: \_\_\_\_\_